

**UNITED STATES OF AMERICA  
JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

**CHAIRMAN:**  
Judge Wm. Terrell Hodges  
United States District Court  
Middle District of Florida

**MEMBERS:**  
Judge John F. Keenan  
United States District Court  
Southern District of New York

Judge Bruce M. Selya  
United States Court of Appeals  
First Circuit

Judge Julia Smith Gibbons  
United States Court of Appeals  
Sixth Circuit

Judge D. Lowell Jensen  
United States District Court  
Northern District of California

Judge J. Frederick Motz  
United States District Court  
District of Maryland

Judge Robert L. Miller, Jr.  
United States District Court  
Northern District of Indiana

**DIRECT REPLY TO:**

Michael J. Beck  
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One Columbus Circle, NE  
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August 29, 2003

FILED  
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SEP 02 2003

AT SEATTLE  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
DEPUTY

Bruce Rifkin, Clerk  
215 William Kenzo Nakamura U.S. Courthouse  
1010 Fifth Avenue  
Seattle, WA 98104-1130

Re: MDL-1407 -- In re Phenylpropanolamine (PPA) Products Liability Litigation

*Jannie Clark, et al. v. Wyeth Pharmaceuticals, Inc., et al.*, S.D. Mississippi C.A. No. 5:03-270

Dear Mr. Rifkin:

A conditional transfer order was filed in the above-captioned action on July 30, 2003. Prior to the expiration of that order's fifteen-day stay, opposition to the proposed transfer was filed and, pursuant to Rule 7.4(c) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435 (2001), the conditional transfer order was stayed until further order of the Panel. Inasmuch as the opposing party has failed to file the required motion and brief to vacate the conditional transfer order, an order is being filed lifting the stay of the conditional transfer order and transferring the action to your district pursuant to 28 U.S.C. § 1407. I am enclosing a certified copy of today's order lifting the stay.

A list of involved counsel is attached.

Very truly,

Michael J. Beck  
Clerk of the Panel

By

*Mecca D. Carter*  
Deputy Clerk

Enclosures

cc: Transferee Judge: Judge Barbara Jacobs Rothstein  
Transferor Judge: Judge David C. Bramlette  
Transferor Clerk: J.T. Noblin



01-MD-01407-ORD

JPML Form 68

**A CERTIFIED TRUE COPY**

**AUG 29 2003**

ATTEST  
FOR THE JUDICIAL PANEL OF  
MULTIDISTRICT LITIGATION

JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

**AUG 29 2003**

FILED  
CLERK'S OFFICE

**DOCKET NO. 1407**

**BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**  
**IN RE PHENYLPROPANOLAMINE (PPA) PRODUCTS LIABILITY**  
**LITIGATION**

*Jannie Clark, et al. v. Wyeth Pharmaceuticals, Inc., et al.*, S.D. Mississippi,  
C.A. No. 5:03-270

**ORDER LIFTING STAY OF CONDITIONAL TRANSFER ORDER**

A conditional transfer order was filed in this action (*Clark*) on July 30, 2003. Prior to expiration of that order's fifteen-day stay of transmittal, plaintiffs in *Clark* submitted a notice of opposition to the proposed transfer. Plaintiffs subsequently failed to file the required motion and brief to vacate the conditional transfer order.

IT IS THEREFORE ORDERED that the stay of the Panel's conditional transfer order designated as "CTO-31" filed on July 30, 2003, is LIFTED insofar as it relates to this action, and thus the action is transferred to the Western District of Washington for inclusion in the coordinated or consolidated pretrial proceedings under 28 U.S.C. § 1407 being conducted by the Honorable Barbara Jacobs Rothstein.

FOR THE PANEL:

*Michael J. Beck*

Michael J. Beck  
Clerk of the Panel

AUG 29 2003

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**BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

**IN RE PHENYLPROPANOLAMINE (PPA) PRODUCTS LIABILITY  
LITIGATION**

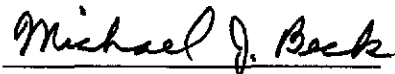
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FOR THE PANEL:



Michael J. Beck  
Clerk of the Panel

**INVOLVED COUNSEL LIST**  
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**IN RE PHENYLPROPANOLAMINE PRODUCTS LIABILITY LITIGATION**

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